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11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 **STATE OF CALIFORNIA, STATE OF**  
15 **COLORADO, STATE OF DELAWARE,**  
16 **COMMONWEALTH OF**  
17 **MASSACHUSETTS, STATE OF NEW**  
18 **JERSEY, STATE OF NEW MEXICO,**  
19 **STATE OF NEW YORK, STATE OF**  
20 **OREGON, STATE OF RHODE ISLAND,**  
21 **STATE OF VERMONT, and STATE OF**  
22 **WASHINGTON,**

23 Plaintiffs,

24 v.

25 **UNITED STATES OF AMERICA, U.S.**  
26 **ENVIRONMENTAL PROTECTION**  
27 **AGENCY, LEE ZELDIN,** in his official  
28 capacity as Administrator of the U.S.  
Environmental Protection Agency, and  
**DONALD J. TRUMP,** in his official capacity  
as President of the United States,

Defendants.

Case No. 4:25-cv-04966-HSG

**JOINT STIPULATION AND**  
**[PROPOSED] ORDER TO EXTEND**  
**PLAINTIFFS' DEADLINE TO RESPOND**  
**TO AMFREE ET AL.'S MOTION TO**  
**INTERVENE AS DEFENDANTS**

(Administrative Procedure Act,  
5 U.S.C. § 701 *et seq.*; 5 U.S.C. § 801 *et seq.*)

1 Pursuant to Civil Local Rules 6-1, 6-2, and 7-12, Plaintiffs State of California et al.,  
2 Defendants United States et al. (hereinafter “Federal Defendants”), and Movant-Intervenor-  
3 Defendants American Free Enterprise Chamber of Commerce et al. (“AmFree”), acting by and  
4 through their respective counsel, stipulate and respectfully submit as follows:

5 WHEREAS, AmFree filed a motion to intervene as defendants on Monday, August 4, ECF  
6 No. 49;

7 WHEREAS, two days later, a second group of organizations—American Fuel &  
8 Petrochemical Manufacturers, American Petroleum Institute, and the National Association of  
9 Convenience Stores—filed a separate motion to intervene as defendants, ECF No. 61;

10 WHEREAS, Plaintiffs’ current deadlines to respond to the motions are August 18 and  
11 August 20, respectively;

12 WHEREAS, both motions are set to be heard on October 23;

13 WHEREAS, Plaintiffs, Federal Defendants, and AmFree have met and conferred and agree  
14 that it would be most efficient for Plaintiffs to respond to both intervention motions on the same  
15 day;

16 WHEREAS, these parties further agree that an order granting Plaintiffs a two-day extension  
17 to their deadline to respond to AmFree’s intervention motion would promote judicial economy  
18 and pose no prejudice to the parties or the Court;

19 WHEREAS, the calendared hearing date of October 23 would be unaffected by this change;  
20 and

21 WHEREAS, Plaintiffs and Federal Defendants have previously requested one other time  
22 modification in this case, concerning Federal Defendants’ deadline for filing a responsive  
23 pleading to Plaintiffs’ complaint and the Court’s initial case management deadlines;

24 NOW, THEREFORE, it is hereby stipulated, subject to this Court’s approval, that:

25 1. Plaintiffs’ deadline to file a response to AmFree’s motion to intervene is extended to  
26 August 20, 2025; and

27 2. AmFree’s deadline to file a reply in support of its motion to intervene is reset to  
28 August 27, 2025.

1 **IT IS SO STIPULATED.**

2 Dated: August 13, 2025

Respectfully submitted,

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Pursuant to Local Rule 5-1(i), I attest that all signatories to this document concurred in its filing.

/s/ M. Elaine Meckenstock  
M. Elaine Meckenstock  
Counsel for Plaintiff State of California

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: \_\_\_\_\_

HON. HAYWOOD S. GILLIAM, JR.  
U.S. District Judge